



Compulsory Purchase Act 1965

CHAPTER 56

COMPULSORY PURCHASE ACT 1965

PART I

COMPULSORY PURCHASE UNDER ACQUISITION OF LAND ACT OF 1946

Preliminary

- 1 Application of Part I and interpretation
- 2 Persons without power to sell their interests.
- 3 Acquisition by agreement in pursuance of compulsory purchase order.

Compulsory Purchase

- 4 Time limit.
- 5 Notice to treat, and untraced owners.
- 6 Reference to Upper Tribunal.
- 7 Measure of compensation in case of severance.
- 8 Other provisions as to divided land.

Deposit of compensation and execution of deed poll

- 9 Refusal to convey, failure to make title, etc.

Further provision as to compensation for injurious affection

- 10 Further provision as to compensation for injurious affection.

Entry on the land

- 11 Powers of entry.
- 12 Unauthorised entry.
- 13 Refusal to give possession to acquiring authority.

Status: Point in time view as at 16/12/2015.

Changes to legislation: Compulsory Purchase Act 1965 is up to date with all changes known to be in force on or before 30 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Acquisition of special interests

- 14 Mortgages.
- 15 Mortgage debt exceeding value of mortgaged land.
- 16 Acquisition of part of land subject to mortgage.
- 17 Compensation where mortgage paid off before stipulated time.
- 18 Rentcharges.
- 19 Apportionment of rent under leases.
- 20 Tenants at will, etc.
- 21 Common land.

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- 22 Interests omitted from purchase.
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- 24 Power to sell in consideration of a rentcharge.
- 25 Payment into court.
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- 32 Commencement of Part I.

PART II

APPLICATION OF PART I IN OTHER CASES AND SUPPLEMENTAL PROVISIONS

- 33 Compulsory purchase orders under Water Acts 1945 and 1948.
- 34 Compulsory purchase orders under Part III of Housing Act 1957.
- 35
- 36 Orders relating to acquisition of land under s. 67 of Water Resources Act 1963.
- 37 Compulsory purchase orders under s. 11 of Pipe-lines Act 1962.
- 38 Application to enactments authorising acquisition of land by agreement.
- 39 Consequential amendments and repeals.
- 40 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Persons without Power to sell their Interests

Preliminary

- 1 (1) The provisions of this Schedule have effect subject to...

Power to sell and convey to the acquiring authority

- 2 (1) It shall be lawful for all persons who are...

Additional powers of entering into transactions with acquiring authority

- 3 The following powers, that is— (a) any power conferred on...

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Valuation on purchase by agreement

- 4 (1) Subject to this paragraph, the compensation to be paid...

Sale in consideration of rentcharge

- 5 (1) On a sale under section 24(1)(b) of this Act...

Application of compensation payable in respect of interest of person under disability

- 6 (1) This paragraph applies to the compensation in respect of...

Alternative method of disposing of compensation between £200 and £20

- 7 (1) If the amount of the compensation exceeds twenty pounds...

Compensation not exceeding £20

- 8 If the compensation does not exceed twenty pounds, it shall...

Sums payable under contract with persons not absolutely entitled

- 9 (1) All sums of money exceeding twenty pounds payable by...

Conveyance of the land or interest

- 10 (1) When the compensation agreed or awarded in respect of...

SCHEDULE 2 — Absent and Untraced Owners

- 1 (1) The compensation to be paid for any land subject...
2 (1) The acquiring authority may pay into court the compensation...
3 (1) On the application of any person claiming any part...
4 (1) If the person mentioned in paragraph 1(1) of this...

SCHEDULE 3. — Alternative Procedure for obtaining Right of Entry

- 1 Before entering on any of the land the acquiring authority...
2 (1) The acquiring authority shall pay into court by way...
3 (1) The acquiring authority shall also give or tender to...
4 (1) Money paid into court under paragraph 2 of this...

SCHEDULE 4 — Common Land

General

- 1 (1) The compensation in respect of the right in the...

Duty of owner of right in the soil to convey on payment of compensation

- 2 (1) On payment or tender to the lord of the...

Compensation for common land not held of a manor

- 3 The compensation in respect of any of the land subject...

Appointment of committee of commoners

- 4 (1) The acquiring authority may convene a meeting of the...

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Negotiations with committee

5 (1) The committee may agree on behalf of themselves and...

Settlement of compensation where no committee is appointed

6 If there is a failure to hold an effective meeting...

Execution of deed poll

7 (1) On payment or tender to the committee, or any...

SCHEDULE 5 — Forms of Conveyance

General

I, of, in consideration of the sum of...

Conveyance on rentcharge

I, of, in consideration of the rentcharge to...

SCHEDULE 6 — POWERS OF PURCHASING LAND BY AGREEMENT

— THE SMALL HOLDINGS AND ALLOTMENTS ACT 1908

In section 38 for the words from “the Land Clauses...

— THE SALMON AND FRESHWATER FISHERIES ACT 1923

.....

— THE LOCAL GOVERNMENT ACT 1933

.....

— THE WATER ACT 1945

.....

— THE CIVIL AVIATION ACT 1949

.....

— THE MINERAL WORKINGS ACT 1951

.....

— THE PRISON ACT 1952

In section 36(3) for the words from “the Lands Clauses...

— THE HIGHWAYS ACT 1959

.....

— THE TOWN AND COUNTRY PLANNING ACT 1962

.....

— THE AIRPORTS AUTHORITY ACT 1965

In section 17(2) for the words from “the Lands Clauses Acts”...

SCHEDULE 7 — Consequential Amendments of References to Enactments Re-enacted in this Act

— THE RAILWAYS CLAUSES CONSOLIDATION ACT 1845

In section 6 as incorporated in any Act, or in...

— THE COMMONS ACT 1899

.....

— THE AGRICULTURE ACT 1947

.....

— THE LANDLORD AND TENANT ACT 1954

.....

— THE HOUSING ACT 1957

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.....
— THE LAND COMPENSATION ACT 1961
In section 19(1) the reference to section 58 of the...
— THE TOWN AND COUNTRY PLANNING ACT 1962

.....
— REFERENCES TO SECTIONS 63 AND 68 OF LANDS CLAUSES
CONSOLIDATION ACT 1845
References to section 63 or section 68 of the Lands...

SCHEDULE 8 — Repeals

Part I — ENACTMENTS CONSOLIDATED
The repeals in this Part of this Schedule do not...
Part II — SPENT PROVISIONS IN LANDS CLAUSES CONSOLIDATION ACT
1845

The repeals in this Part of this Schedule take effect...
Part III — PROVISIONS SUPERSEDED BY LANDS TRIBUNAL ACT 1949 AND
LAND COMPENSATION ACT 1961
The repeals in this Part of this Schedule take effect...

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